

7 March 2007

## INFORMATION PAPER

SUBJECT: Use of Nontactical Vehicles for Personnel on TDY, PCS, and Leave Status

### 1. REFERENCES.

- a. AR 58-1, Management, Acquisition, and Use of Motor Vehicles, dated 10 August 2004.
- b. AE Regulation 58-1, Management, Acquisition, and Use of Nontactical Vehicles, dated 23 January 2003.
- c. AE Regulation 600-8-8, Military and Civilian Sponsorship, dated 11 August 2006 .
- d. DOD 4500.36-R, Management, Acquisition, and Use of Motor Vehicles, dated March 1994.
- e. Section 2632, Title 10, United States Code, Transportation To and From Certain Places of Employment and or Military Installations

**2. PURPOSE.** To provide information on the authorized use of nontactical vehicles (NTV) for personnel on Temporary Duty (TDY), Permanent Change of Station (PCS), Leave to include Rest and Recuperation leave (R&R) Status.

**3. DISCUSSION.** Nontactical Vehicles (NTVs) are for official use only. Federal laws, regulations, and policies regulate the use of NTVs. Commanders must apply guidelines and judgment when authorizing the use of NTVs.

### 4. Use of NTVs for TDY.

a. The use of an NTV for TDY is predicated on need, distance, duration of the mission, or other conditions such as availability of public transportation. When authorized by a commander, use of an NTV is generally limited for travel to the TDY location and between the TDY site and place of lodging. During the TDY period, NTVs may be used for travel to restaurants, drugstores, places of worship, barbershops, laundries, and similar places for the traveler's health and comfort if public transportation is unavailable or impractical at the TDY location. Public transportation is considered impractical/unavailable if it does not accommodate the duty schedule or costs more than using the NTV. Guidelines prohibit NTV transportation to entertainment or recreational facilities.

b. NTVs are generally not authorized to transport TDY personnel to or from commercial or military terminals when commercial transportation is available. Commanders may authorize use of NTVs *only* when other means of transportation cannot meet mission requirements, or for security reasons.

c. Spouses may travel in NTV when accompanying their sponsor on official business only when:

- (1) Space is available in the vehicle (i.e., no official passengers are bumped)

(2) The size of the vehicle authorized must be no larger than that required for the performance of the official business.

#### **5. Use of NTV during PCS Moves.**

Under USAREUR's Sponsorship Program, commanders may authorize sponsors to use NTVs to pick up incoming military personnel from commercial terminals or the 64<sup>th</sup> Replacement Company; however, they must first consider use of the sponsorship bus (S-Bus) and determine that it does not satisfy mission requirements. Commanders can also authorize use of NTVs during community in and out processing if Department of Defense (DOD) shuttle bus schedules or commercial transportation do not meet mission requirements. Transporting outgoing personnel by NTV to commercial or military terminals is not authorized unless such terminals are located where other means of transportation are not available or cannot meet mission requirements.

#### **6. Use of NTVs during Leave.**

Regulations and policy prohibit using NTVs while on leave to include Rest and Recuperation (R&R) leave. CENTCOM Guidance specifically states that "use of government military and contracted ground vehicles to move personnel to Permanent Duty Station (PDS), home station, MWR recreation centers, leave destinations, or around military facilities after departure from the APOD is not authorized." CENTCOM Guidance, Annex K (Compensation & Entitlements, paragraph 1b). An exception allows NTV use for Soldiers and their family members departing on emergency leave if it is determined that commercial transportation cannot ensure timely arrival at the point of departure to catch the first reasonably available flight, bus, or train. NTV transportation will not be provided for Soldiers returning to their units from emergency leave.

**7. Conclusion.** Commanders must determine what constitutes official use of non-tactical vehicles subject to statutory, regulatory, and policy constraints. Therefore, commanders should consult with their supporting judge advocate before making such a determination.

**8. COORDINATION:** IMCOM-E, USAREUR OJA, USAREUR G4, Director of the Army Staff, DA G-1.